IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 3067 of 2004

Between:

1 B.Bikshapathi, S/o. Laxminarsaiah
R/o.H.No.1-2-607/A/1, Bandamaisammanagar, Hyderabad.
2 K.Kumar Goud, S/o.K.Yellaiah Occ: Tapper,
R/o. H. No. 183, Bandamaisammanagar, Hyderabad.
3 R.Narasimha S/o.Muthyalu
R/o.H.No.1-2-606/163, Bandamaisammanagar, Hyderabad.
4 B.Venkatesh, S/o.B.Kistaiah
R/o.H.No.1-2-606, Bandamaisammanagar, Hyderabad.
5 R.Anil S/o.R.Chinna Muthyalu
R/o.H.No.1-2-606/100, Bandamaisammanagar, Hyderabad.
6 R. Anjaneyulu, S/o. Chinna Muthyalu, Occ: Tapper,
R/o. H. No. 1-2-606/100, Bandamaisammanagar, Hyderabad.
7 Rampally Anjaneyulu, S/o. Chandraiah, Occ: Tapper,
R/o. H. No. 1-2-606/133, Bandamaisammanagar, Hyderabad.
8 K. Mallesh Goud, S/o. Venkataiah, Occ: Tapper,
R/o. H. No. 1-2-606/120, Bandamaisammanagar, Hyderabad.
9 K. Santosh, S/o. Somaiah Narsaiah, Occ: Tapper,
R/o. H. No. 1-2-606/115, Bandamaisammanagar, Hyderabad.
10 K. Venkanna, S/o. Ailaiah, Occ: Tapper,
R/o. H. No. 1-2-606/115, Bandamaisammanagar, Hyderabad.
11 M. Anjaiah Goud, S/o. Arvaiah, Occ: Tapper,
R/o. H. No. 1-2-606/45, Bandamaisammanagar, Hyderabad.
12 K. Balaiah Goud, S/o. Chandraiah, Occ: Tapper,
R/o. H. No. 1-2-606/115, Bandamaisammanagar, Hyderabad.
13 K. Yadagiri Goud, S/o. K. Somaiah Goud, Occ: Tapper,
R/o. H. No. 1-2-606/115, Bandamaisammanagar, Hyderabad.
14 B. Yadaiah, Occ: Tapper,
R/o. H. No. 1-2-606/124, Bandamaisammanagar, Hyderabad.
15 K. Pedda Somaiah, S/o. Mallaiah, Occ: Tapper,
R/o. H. No. 1-2-606/179, Bandamaisammanagar, Hyderabad.

16 M.Agaiah S/o.Sailu
R/o.H.No.1-2-606/29 Bandamaisammanagar

Hyderabad.
17 G.Raju S/o.G.Yadagiri
R/o.H.No.1-2-606/29 Bandamaisammanagar
Hyderabad.
18 A.Yadagiri S/o.Lingaiah
R/o.H.No.1-2-606/124 Bandamaisammanagar
Hyderabad.
19 A.Ramesh S/o.A.Yadagiri
R/o.H.No.1-2-606/124 Bandamaisammanagar
Hyderabad.
20 Ch.Venkateswarlu s/o.Yellaiah
R/o.H.No.260 Lower Tankbund, Mothilal Nehru Nagar
Bandamaisammanagar, Hyderabad.
21 Ch.Somaiah S/o.Ch.Yellaiah
R/o.H.No.6-6-517/1 Bandamaisammanagar
Hyderabad.
22 Ch.Krishna S/o.Yellaiah
R/o.H.No.223 Bandamaisammanagar
Hyderabad.
23 Ch.Somaiah, S/o Balanarsaiah,
R/o Ambedkarnagar, Indira Park, Bandamaisammanagar, Hyderabad.
24 M.Yadagiri Goud, S/o Somaiah Goud,
R/o.H.No.1-2-606/115, Bandamaisammanagar, Hyderabad.
25 R.Srinivas Goud, S/o Sattaiah,
R/o.H.No.1-2-606/115, Bandamaisammanagar, Hyderabad.
26 K.Suresh Goud, S/o K.Yadagiri,
R/o.H.No.1-2-607/A/7, Subash Chandrabose Nagar,

Bandamaisammanagar,Hyderabad.
27 A.Bikshapathi, S/o Chandraiah,
R/o.H.No.1-2-607/A/7/3, Bandamaisammanagar, Hyderabad.
28 B.Yadagiri, S/o Ragaiah,
R/o.H.No.1-2-606/A/7, Bandamaisammanagar, Hyderabad.
29 A.Valaram, S/o Sattaiah,
R/o.H.No.1-2-607/A/9, Bandamaisammanagar, Hyderabad.
30 D.Bala Krishna, S/o Balraj,
R/o.H.No.1-2-607/3/5, Subhash Chandra Bose Nagar,

Bandamaisammanagar,Hyderabad.
31 T.Narasamma, W/o T.Narasimha
R/o.H.No.1-2-606/165, Bandamaisammanagar, Hyderabad.
32 K.Ramulu, S/o Somaiah,
R/o.H.No.300, Bandamaisammanagar, Hyderabad.
33 R.Ramulu, S/o Yellaiah,
R/o.H.No.1-2-606/49/1, Bandamaisammanagar, Hyderabad.
34 K.Venkateswarlu,

Occ:tapper , R/o.H.No.1-2-606/115, Bandamaisammanagar, Hyderabad. 35 Ashok Goud, S/o Krishna Murthy,
R/o.H.No.1-2-606/115, Bandamaisammanagar, Hyderabad.
36 P.Chandra Mouli S/o.P.Sailu
R/o.H.No.1-2-606/31, Bandamaisammanagar, Hyderabad.
37 Ch.Balanarasaiah S/o.Abbaiah Goud
R/o.H.No.1-2-60, Motilal Nehru Nagar, Bandamaisammanagar,

Hyderabad.
38 G.Pandurangam, S/o.vittal Goud
R/o.H.No.1-2-606/80/26 Bandamaisammanagar, Hyderabad.
39 R.Mahender S/o.R.Yadagiri
R/o.H.No.1-2-606/189, Bandamaisammanagar, Hyderabad.
40 T.Bheemraj Goud
R/o.H.No.1-2-607/23/1/7/1 Bandamaisammanagar, Hyderabad.
41 Ch.Yadagiri Goud S/o.Venkataiah
R/o.H.No.1-2-606/133 Bandamaisammanagar, Hyderabad.

..... PETITIONERS

AND

1 The Commissioner for Prohibition and Excise, Government of A.P.,

Hyderabad.
2 The Prohibition & Excise Superintendent-cum- Functional REgistrar

TTCS,Hyderabad
District at Hyderabad.
3 Toddy Tappers Coopeative Society, Bandamaisammanagar,

Bandamaisammanagar,Hyderabad
rep., by its Person-in-Charge cum SSDPEO Secunderabad.
4 The Prohibition & Excise Inspector, SHO, Musheerabad, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus, or any other appropriate writ, order or direction, declaring the action of the respondents in not conducting the tapping test to the petitioners herein along with the other persons pertaining to TCS Bandamaisammanagar as illegal, arbitrary, unjust and violative of Article 14 and 21 of Constitution of India and further direct the respondents to conduct the tapping test to the petitioners herein in respect of TCS Bandamaisammanagar, Hyderabad.

Counsel for the Petitioner: MR.T.AMARNATH GOUD

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following :

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THE HONOURABLE SRI JUSTICE B. PRAKASH RAO

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WRIT PETITION NO. 3067 OF 2004

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ORDER:-

Heard both sides and at their request the main writ petition itself is taken up for disposal.

The main grievance of the petitions is against non-conducting of tapping test on the petitioners along with others. Learned Government Pleader for Excise submitted that the said test has already been conducted on 5-5-2004.

Having regard to the above, no further orders are necessary in this writ petition. Accordingly, this writ petition is dismissed. No costs.

29—07—2004.

Stv/-

To

1 The Commissioner for Prohibition and Excise, Government of A.P.,

Hyderabad.
2 The Prohibition & Excise Superintendent-cum- Functional REgistrar

TTCS,Hyderabad
District at Hyderabad.
3 Toddy Tappers Coopeative Society, Bandamaisammanagar,

Bandamaisammanagar,Hyderabad
rep., by its Person-in-Charge cum SSDPEO Secunderabad.
4 The Prohibition & Excise Inspector, SHO, Musheerabad, Hyderabad.

5 Two CCs to the G.P for Prohibition and Excise, High Court Buildings, Hyderabad. (O.U.T).

6 Two CD copies.